

BEFORE THE
Federal Communications Commission
WASHINGTON, D. C. 20554

Accepted / Filed

DEC 13 2016

Federal Communications Commission
Office of the Secretary

In the Matter of)	
)	
Amendment of Section 73.202(b),)	MB Docket No. 16-320
Table of Allotments,)	RM-11774
FM Broadcast Stations)	
(Gaylord, Michigan))	
)	
Counterproposal to Change the)	File No. BNPH-20161128AFR
FM Table of Allotments at)	File No. BNPH-20161128AFT
Alpena, Au Gres, Beulah,)	File No. BNPH-20161128AFU
Harrisville, Shelby and)	File No. BNPH-20161128AFV
Traverse City, Michigan)	File No. BNPH-20161128AFW
)	File No. BNPH-20161128AFY
)	
Counterproposal to Change the)	File No. BNPH-20161128AGB
FM Table of Allotments at)	
Gerrish, Michigan)	

DOCKET FILE COPY ORIGINAL

TO: Honorable Marlene H. Dortch
Secretary of the Commission

ATTN: Assistant Chief, Audio Division, Media Bureau

REPLY COMMENTS OF WATZ RADIO, INC.

WATZ Radio, Inc., licensee of FM Broadcast Station WATZ-FM, Channel 257C2, Alpena, Michigan (WATZ), by its attorney, hereby respectfully submits these Reply Comments in response to the "Joint Counterproposal" filed by Roy E. Henderson (Henderson) and Great Northern Broadcasting System, Inc. (Great Northern) in the above-captioned proceeding, DA 16-1158, released October 7, 2016. As is detailed below, the "Joint Counterproposal" is a

sham and a gross abuse of the Commission's processes and must be summarily dismissed or denied. In support whereof, the following is shown:

N Content Marketing, LLC and Henderson

1. The "Petition for Rulemaking" which initiated this docket was filed on August 17, 2016 by "N Content Marketing, LLC" (N Content). N Content is a Texas limited liability company established on June 30, 2016. According to its Certificate of Formation filed with the Texas Secretary of State (see Exhibit A), N Content's sole "governing person" is Roy Henderson. Henderson's relationship with N Content was not disclosed in the August 17, 2016 "Petition for Rulemaking".

2. A search as of the date hereof undertaken by the undersigned on the website of the Michigan Department of Licensing and Regulatory Affairs, Corporations Division, <http://www.dleg.state.mi.us/bcs corp/sr corp.asp>, indicated that N Content has not yet registered itself to be able to do business in Michigan as a foreign entity.

3. As can be seen from Exhibit B, Henderson filed an FCC Form 316 application, File No. BAL-20160810AAM, to assign to N Content the licenses of four broadcast stations in Michigan licensed to Henderson individually¹. Official notice is to be

¹On August 15, 2016, New Beginnings Fellowship Church filed an Informal Objection against this application, asserting that Henderson lacks basic

taken that this application reveals that Henderson is 100% owner of N Content. Henderson participated in the "Joint Counterproposal" as individual licensee of WOUF(FM), Beulah, Michigan.

4. As to Great Northern, the licensee of WLDR-FM, Traverse City, Michigan, the most recent ownership report filed at the FCC for this station, File No. BOA-20131210ABU (Exhibit C), shows that Roy Henderson is its 100% owner.

5. The Henderson and Great Northern "Joint Counterproposal" failed to disclose that Henderson is the 100% owner of N Content.

6. Thus, N Content, Henderson and Great Northern are all one real party in interest: Roy Henderson.

The "Counterproposal" Must Be Dismissed as a Matter of Law

7. It is against stated FCC policy to file a "Counterproposal" to one's own "Petition for Rulemaking". In ***FM Table of Allotments, Taccoa, Sugar Hill and Lawrenceville, Georgia***, 16 FCC Rcd 21191, ¶5 (Bureau, 1991), it was written:

As stated above, Southern Broadcasting filed a Counterproposal to its own proposal as set forth in the Notice. In this regard, Southern Broadcasting provided no reason or explanation as to why this Lawrenceville reallocation Counterproposal could not have been set forth in its original Petition for Rule Making. In such situations, it is necessary for the staff to process two inconsistent proposals from the same party in a single rulemaking proceeding. This appears to be an unnecessary expenditure of staff resources without any offsetting public interest benefit

character and financial qualifications. That objection is still pending as of this writing.

and is not conducive to the efficient transaction of Commission business. We are also concerned with fairness to other parties. A Notice of Proposed Rule Making elicits counterproposals and alerts parties that future FM rulemaking and application proposals could be foreclosed by the filing of a counterproposal. After the comment date in a rulemaking proceeding, parties cannot file a competing proposal to the underlying proposal or counterproposal. Such parties can be permanently prejudiced by the filing of a counterproposal because the counterproposal is deemed to be the "logical outgrowth" of the proposal and within the scope of that Notice. See Weyerhaeuser Company v. Costle, 590 F.2d 702 (D.C. Cir. 1978); Owensboro on the Air v. United States, 262 F.2d 1011, 1031 (D.C. Cir. 1958); see also Pinewood, South Carolina, 5 FCC Rcd 7609 (1990). There is also an issue as to whether the second proposal filed by the rulemaking proponent is within the scope of the notice or meets a "logical outgrowth" test. To address these concerns, we intend to carefully review future counterproposals filed by the original rulemaking proponent. In the absence of an explanation, such as unforeseen circumstances, as to why the new proposal could not have been advanced in the initial petition for rule making, we reserve the right, as a procedural matter, to process the new proposal in a new proceeding.

8. In 2006, the FCC clarified the foregoing Taccoa policy to make it clear that it would dismiss Counterproposals filed by the same party that filed the original Petition for Rulemaking. See ***FM Table of Allotments, Ashland, Greensburg and Kinsley, Kansas; and Alva, Medford and Mustang, Oklahoma***, 21 FCC Rcd 10625, ¶4 (Bureau, 2006):

We recognize the potential for abuse where the same party files an application and then files its own conflicting petition for rule making to cut off competing petitions or counterproposals from another party. Therefore, consistent with *Conflicts* and Section 73.208(a) (3), and to avoid the appearance of potential abuse while ensuring fairness and administrative efficiency, we will, on a going forward basis, dismiss a petition for rule making that conflicts with an application filed earlier by the same party. [emphasis supplied]

9. The "Joint Counterproposal" fails to own up to the fact that Henderson is the real party in interest of the

"Petition for Rulemaking" in Docket 16-320. This is a clear abuse of the FCC's processes, as well as a disqualifying lack of candor by Henderson and his corporate alter egos. Therefore, the FCC must deny or dismiss the "Joint Counterproposal" forthwith.

Henderson's Past Insincere/Vexatious Rulemaking Petitions

10. In 2008, Henderson filed a Petition for Rulemaking to allocate Channel 274A at Ewart, Michigan. The FCC granted Henderson's petition and allocated Channel 274A to Ewart, and ordered WMOM(FM), Pentwater, Michigan to move to 96.3 MHz, Channel 242A, on February 26, 2009 in **MB Docket No. 08-26**, DA 09-412, 24 FCC Rcd 2584. Subsequent to this allocation, the FCC conducted FM Auction #94; it included the Ewart allocation among the frequencies included in the auction inventory. The Ewart allocation was not bid on in this auction, despite a pledge by Henderson in Docket 08-26 to bid on the channel and then build the resulting station were he to be the successful bidder (see Exhibit D). Henderson cost the licensee of WMOM(FM) time and money in monitoring the outcome of Auction #94, and then having to file pleadings at the FCC to have the Ewart channel removed from the FM Table of Allotments. **FM Table of Allotments, Ludington and Ewart, Michigan**, 29 FCC Rcd 9176 (Bureau, 2014).

11. Over a decade ago, Henderson's Fort Bend Broadcasting Company filed a dubious Counterproposal in MB Docket No. 02-335

to a rulemaking proceeding involving communities near Lake Michigan in west central lower Michigan to try to change the channel allotment for WATZ-FM, on Lake Huron in northeast lower Michigan, from Channel 257C2 to Channel 249C2, which would have had a disruptive effect on WATZ-FM, a quality radio station which has been on the air and owned by the same family for five decades. The FCC denied the Counterproposal. **FM Table of Allotments, Hart, Pentwater and Coopersville, Michigan**, 19 FCC Rcd 1886 (Bureau, 2004).

12. Henderson's fingerprints were also in MM Docket No. 01-115, which involved a counterproposal to an ostensible single FM allocation at Au Gres, Michigan, in Arenac County near Saginaw Bay, well south of Alpena. This attempt by Henderson to disrupt WATZ-FM's operations was also denied. **FM Table of Allotments, Frankfort, Alpena, Beaverton, Cheboygan and Standish, Michigan**, 19 FCC Rcd 7157 (Bureau, 2004).

13. It is to be noted that Henderson is a competitor of WATZ's affiliate companies WTCM Radio, Inc. and WCCW Radio, Inc. in the Traverse City radio market. Henderson has a motive to harass, vex and oppress WATZ and its affiliate companies.

14. Because there is a prima facie case that Henderson misrepresented his intentions to the Commission in the Evart, Michigan case, the FCC should hold a hearing before an administrative law judge, or in the alternative conduct a 47

U.S.C. §403 investigation, as to Henderson. Henderson cannot be taken at his word that he will do as he says in a rulemaking petition. Furthermore, Henderson has a history of attempting to cause mischief to his radio competitors in northern Michigan by abusing the processes of the FCC. This cannot be permitted to continue.

Henderson's Fife Lake, Michigan Faux Pas

15. While Henderson's conduct relative to deleted FM Broadcast Station WTCU, Fife Lake, Michigan cannot be used to disqualify him as a Commission licensee with respect to his other existing stations by terms of a Consent Decree, it should be considered by the Commission in determining whether any petition for rulemaking he files at the FCC can be worthy of belief. **Roy E. Henderson d/b/a Fife Lake Broadcasting**, 19 FCC Rcd 1057. In that case, Henderson filed an FCC Form 302-FM application where he had not constructed WTCU(FM) at Fife Lake, Michigan prior to the expiration date of its construction permit, but represented that he had in fact constructed the station prior to its CP expiration date. Henderson got caught and turned into the FCC by a competing broadcaster.

16. There is a substantial and material question as to whether any representation that Henderson makes to the FCC can be believed. This puts at issue any representation that Henderson makes to the FCC that he will actually bid on any of

the allocations proposed in the "Joint Counterproposal", and/or, in the event he is successful, construct the four, count 'em, four new FM stations at Alpena, Au Gres, Harrisville and Shelby, Michigan, as proposed.

Alpena Reference Coordinates Appear Bogus

17. The reference coordinates for the Alpena Class A allocation appear to be very near the shore of Lake Huron on or near a parcel shown on an Alpena County plat map as owned by the Michigan Nature Association which is believed to be maintained as a nature conservancy where all development is prohibited (see Exhibit E). This seems to be a modus operandi of Henderson. See **FM Table of Allotments, Cheboygan, Michigan et al**, DA 03-1224, 18 FCC Rcd 8532, ¶¶3-9 (Bureau, 2003), where the FCC could not make a finding that there was reasonable assurance of a suitable transmitter site for Henderson's "reference coordinates" for Channel 2601C1 at Bellaire, Michigan.

Defective Service of "Counterproposal"

18. Despite seeking a Commission order to change WATZ-FM's assigned frequency, Henderson and Great Northern didn't see fit to serve WATZ with their "Joint Counterproposal", despite the obligation to do so clearly mandated by Section 1.47 of the Commission's Rules. WATZ has a statutory right to be served pursuant to 47 U.S.C. §316(a) so that it would have proper notice and a right to be heard. The "Counterproposal" was only

served on Darby Advertising, Inc. (see Exhibit F). The "Joint Counterproposal" should be dismissed because of this clear violation of Section 1.47. **Geraldine R. Miller**, 24 FCC Rcd 11814 (Bureau, 2009); **Mr. V. Alex**, 21 FCC Rcd 8674 (Bureau, 2006).

WATZ Endorses Smile FM's Counterproposal

19. As the "Joint Counterproposal" must be dismissed under the FCC's stated policies shown above, the Commission must instead grant an FCC Form 301 application, File No. BNPH-20161128 filed on November 28, 2016, the comment deadline in Docket 16-320, by Smile FM, which contains a counterproposal to allocate Channel 246 to Gerrish, Michigan, a community in Roscommon County, Michigan which does not have a local broadcast station at the present time. Section 307(b) of the Communications Act of 1934, as amended, would be well served by the provision of a first local service at Gerrish rather than the provision of a fifth local service at Gaylord.

Conclusion

20. The "Joint Counterproposal" is an abuse of the FCC's processes. Its proponent, Roy Henderson, cannot be believed in any representation he makes to the FCC. The FCC should terminate Docket 16-320 in its entirety, or, in the alternative, allocate Channel 246 to Gerrish, Michigan. Further, the FCC needs to fashion relief similar to Rule 11 sanctions in the

federal district courts which will declare Roy Henderson (and/or any entity in which he is a direct or indirect participant) a vexatious filer at the FCC and will render him ineligible to file petitions to amend the FM Table of Allotments in the future. The public interest, convenience and necessity demands no less.

WHEREFORE, WATZ Radio, Inc. urges that the Commission dispose of MB Docket No. 16-320 in accordance with the foregoing Comments.

Respectfully submitted,

WATZ RADIO, INC.



By _____
Dennis J. Kelly
Its Attorney

LAW OFFICE OF DENNIS J. KELLY
Post Office Box 41177
Washington, DC 20018
Telephone: 202-293-2300
dkellyfcclaw1@comcast.net

DATED AND FILED: December 13, 2016

EXHIBIT A

Secretary of State
P.O. Box 13697
Austin, TX 78711-3697
FAX: 512/463-5709

Filing Fee: \$300



**Certificate of Formation
Limited Liability Company**

Filed in the Office of the
Secretary of State of Texas
Filing #: 802491090 06/30/2016
Document #: 678226530002
Image Generated Electronically
for Web Filing

Article 1 - Entity Name and Type

The filing entity being formed is a limited liability company. The name of the entity is:

N Content Marketing, LLC

Article 2 - Registered Agent and Registered Office

☐ A. The initial registered agent is an organization (cannot be company named above) by the name of:

OR

☒ B. The initial registered agent is an individual resident of the state whose name is set forth below:

Name:

Bennett G. Fisher

C. The business address of the registered agent and the registered office address is:

Street Address:

55 Waugh Drive, Suite 603 Houston TX 77007

Consent of Registered Agent

☐ A. A copy of the consent of registered agent is attached.

OR

☒ B. The consent of the registered agent is maintained by the entity.

Article 3 - Governing Authority

☒ A. The limited liability company is to be managed by managers.

OR

☐ B. The limited liability company will not have managers. Management of the company is reserved to the members.

The names and addresses of the governing persons are set forth below:

Manager 1: **Roy Henderson**

Title: **Manager**

Address: **530 W. Main Street Brenham TX, USA 77833-3663**

Article 4 - Purpose

The purpose for which the company is organized is for the transaction of any and all lawful business for which limited liability companies may be organized under the Texas Business Organizations Code.

Supplemental Provisions / Information

[The attached addendum, if any, is incorporated herein by reference.]

Organizer

The name and address of the organizer are set forth below.

Bennett G. Fisher 55 Waugh Drive, Suite 603, Houston, Texas 77007

Effectiveness of Filing

☒ A. This document becomes effective when the document is filed by the secretary of state.

OR

☐ B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of its signing. The delayed effective date is:

Execution

The undersigned affirms that the person designated as registered agent has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument.

Bennett G. Fisher

Signature of Organizer

FILING OFFICE COPY

EXHIBIT B

FCC 316

**APPLICATION FOR CONSENT TO ASSIGN BROADCAST
STATION CONSTRUCTION PERMIT OR LICENSE OR
TO TRANSFER CONTROL OF ENTITY HOLDING
BROADCAST STATION CONSTRUCTION PERMIT OR
LICENSE**

FOR COMMISSION USE ONLY
FILE NO.
BAL - 20160810AAM

Read INSTRUCTIONS Before Filling Out Form

Section I - General Information

1.	Legal Name of the Licensee/Permittee ROY E. HENDERSON		
	Mailing Address 13999 S. WEST BAYSHORE DRIVE PO BOX 709		
	City TRAVERSE CITY	State or Country (if foreign address) MI	Zip Code 49685 -
	Telephone Number (include area code) 2319473220	E-Mail Address (if available) N749RH@ATT.BLACKBERRY.NET	
	FCC Registration Number: 0006187835	Call Sign WARD	Facility ID Number 79338
2.	Contact Representative (if other than licensee/permittee) JOHN C. TRENT, ESQ.		Firm or Company Name PUTBRESE, HUNSAKER & TRENT
	Mailing Address 200 S. CHURCH STREET		
	City WOODSTOCK	State or Country (if foreign address) VA	ZIP Code 22664 -
	Telephone Number (include area code) 5404597656		E-Mail Address (if available) FCCMAN3@SHENTEL.NET
3.	If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial Educational Licensee/Permittee <input type="radio"/> Other <input checked="" type="radio"/> N/A (Fee Required)		
4.	<p>a. <input checked="" type="radio"/> Voluntary Assignment or Transfer of Control <input type="radio"/> Involuntary Assignment or Transfer of Control <input type="radio"/> Amendment to pending application File number of pending application: -</p> <p>If an amendment, submit as an Exhibit a listing, by Section and Question Number, of the portions of the pending application that are being revised. [Exhibit 1]</p> <p>b. Applicant certifies that the use of FCC Form 316 is appropriate for this transaction. <input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 2]</p>		
5.	Were any of the authorizations that are the subject of this application obtained through the Commission's competitive bidding procedures (see 47 C.F.R. Sections 1.2111(a) and 73.5000)?		<input type="radio"/> Yes <input checked="" type="radio"/> No [Exhibit 3]

If yes, list pertinent authorizations in an Exhibit.

NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

Section II - Assignor/Transferor

1.	Certification. Assignor/Transferor certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Assignor/Transferor further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.			<input checked="" type="radio"/> Yes <input type="radio"/> No	
2.	Application for (check one):	<input type="radio"/> Consent to Assign Construction Permit	<input type="radio"/> Consent to Transfer Control of Permittee		
		<input checked="" type="radio"/> Consent to Assign License	<input type="radio"/> Consent to Transfer Control of Licensee		
		<input type="radio"/> Amendment to pending application			
3.	Legal Name of the Assignor/Transferor ROY E. HENDERSON				
	Mailing Address 13999 S. WEST BAYSHORE DRIVE				
	City TRAVERSE CITY		State or Country (if foreign address) MI		Zip Code 49685 -
	Telephone Number (include area code) 2319473220			E-Mail Address (if available)	
4.	Contact Representative (if other than Assignor/Transferor) JOHN C. TRENT, ESQ.		Firm or Company Name PUTBRESE HUNSAKER & TRENT, P.C.		
	Mailing Address 200 SOUTH CHURCH STREET				
	City WOODSTOCK		State or Country (if foreign address) VA		Zip Code 22664 -
	Telephone Number (include area code) 5404597646			E-Mail Address (if available) FCCMAN3@SHENTEL.NET	
	If more than one Transferor, submit the information requested in Questions 3 and 4 for each transferor.				[Exhibit 4]
5.	Authorizations to be Assigned/Transferred. List the authorized stations and construction permits to be assigned/transferred. Provide the Facility Identification Number and the Call Sign, or the Facility Identification Number and the File Number of the Construction Permit, and the location, for each station to be assigned/transferred. Include main stations, FM and/or TV translator stations, LPTV stations, FM and/or TV booster stations.				
	[Enter Station Information]				
	List the authorized stations and construction permits to be assigned/transferred. Provide the Facility Identification Number and the Call Sign, or the Facility Identification Number and the File Number of the Construction Permit, and the location, for each station to be assigned/transferred. Include main stations, FM and/or TV translator stations, LPTV stations, FM and/or TV booster stations.				
	Facility ID Number	Call Sign	or Construction Permit File Number	City	State
	79338	WARD	-	PETOSKEY	MI
Facility ID Number	Call Sign	or Construction Permit File Number	City	State	

14646	WOUF	-	BEULAH	MI
Facility ID Number	Call Sign	or Construction Permit File Number	City	State
57414	WBNZ	-	FRANKFORT	MI
Facility ID Number	Call Sign	or Construction Permit File Number	City	State
57416	WCUZ	-	BEAR LAKE	MI

6. Agreements for Sale/Transfer of Station. a. If the transaction is voluntary, Assignor/Transferor certifies that: i. it has placed in licensee's/permittee's public inspection file(s) and submitted as an exhibit to this item copies of all agreements for the assignment/transfer of the station(s); ii. these documents embody the complete and final understanding between assignor/transferor and assignee/transferee; and iii. these agreements comply fully with the Commission's rules and policies. b. If the transaction is involuntary, the Assignor/Transferor certifies that court orders or other authorizing documents have been issued and that it has placed in the licensee's/permittee's public inspection file(s) and submitted to the Commission copies of such court orders or other authorizing documents. Exhibit Required	<input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A [Exhibit 5] <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A [Exhibit 6]
7. Character Issues. Assignor/Transferor certifies that neither licensee/permittee nor any party to the application has or has had any interest in, or connection with: a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or any party to the application; or b. any pending broadcast application in which character issues have been raised.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 7]
8. Adverse Findings. Assignor/Transferor certifies that, with respect to the assignor/transferor and each party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 8]
9. Auction Authorization. Assignor/transferor certifies that more than five years have passed since the issuance of the construction permit for the station being assigned, where that permit was acquired in an auction through the use of a bidding credit or other special measure.	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 9]
10. Anti-Drug Abuse Act Certification. Assignor/Transferor certifies that neither licensee/permittee nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations.

Typed or Printed Name of Person Signing ROY E. HENDERSON	Typed or Printed Title of Person Signing OWNER
Signature	Date 08/10/2016

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

NOTE: In addition to the information called for in this section, an explanatory exhibit providing full particulars must be submitted for each question for which a "No" response is provided.

Section III - Assignee/Transferee

1.	Certification. Assignee/Transferee certifies that it has answered each question in this application based on its review of the application instructions and worksheets. Assignee/Transferee further certifies that where it has made an affirmative certification below, this certification constitutes its representation that the application satisfies each of the pertinent standards and criteria set forth in the application instructions and worksheets.	<input checked="" type="radio"/> Yes <input type="radio"/> No
2.	Legal Name of the Assignee/Transferee N CONTENT MARKETING, LLC Mailing Address 13999 S. WEST BAYSHORE DRIVE City: TRAVERSE CITY State or Country (if foreign address): MI Zip Code: 49685 - Telephone Number (include area code): 2319473220 E-Mail Address (if available):	
3.	Contact Representative (if other than Assignee/Transferee) JOHN C. TRENT, ESQ. Mailing Address 200 SOUTH CHURCH STREET City: WOODSTOCK State or Country (if foreign address): VA Zip Code: 22664 - Telephone Number (include area code): 5404597646 E-Mail Address (if available): FCCMAN3@SHENTEL.NET	
	If more than one Transferee, submit the information requested in Questions 2 and 3 for each transferee.	[Exhibit 10]
4.	Agreements for Sale/Transfer of Station. Assignee/Transferee certifies that: a. the written agreements in the licensee/permittee's public inspection file embody the complete and final agreement for the sale or transfer of the station(s); and b. these agreements comply fully with the Commission's rules and policies.	<input checked="" type="radio"/> Yes <input type="radio"/> No [Exhibit 11]
5.	Changes in interests as a result of assignment/transfer. a. [Enter Changes in Interests Information] _____ _____ or [Exhibit 12]	
	b. Applicant certifies that equity interests not set forth above are non-attributable.	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A [Exhibit 13]
6.	Other Authorizations. List call signs, locations, and facility identifiers of all other broadcast stations in which assignee/transferee or any party to the application has an attributable interest.	<input type="checkbox"/> N/A [Exhibit 14]
7.	Acquisition of Control. List the file number and date of grant of FCC Form 301, 314, or 315 application by which the Commission approved the qualifications of the individual or entity with a pre-existing interest in the licensee/permittee that is now acquiring control of the licensee/permittee as a result of the grant of this application.	<input type="checkbox"/> N/A [Exhibit 15]
8.	Character Issues. Assignee/Transferee certifies that neither assignee/transferee nor any party to the application has or has had any interest in, or connection with: a. any broadcast application in any proceeding where character issues were left unresolved or were resolved adversely against the applicant or any party to the application; or b. any pending broadcast application in which character issues have been raised.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 16]

9.	Adverse Findings. Assignee/Transferee certifies that, with respect to the assignee/transferee and each party to the application, no adverse finding has been made, nor has an adverse final action been taken by any court or administrative body in a civil or criminal proceeding brought under the provisions of any law related to any of the following: any felony; mass media-related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 17]
10.	Alien Ownership and Control. Assignee/Transferee certifies that it complies with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments.	<input checked="" type="radio"/> Yes <input type="radio"/> No See Explanation in [Exhibit 18]
11.	Auction Authorization. Assignee/transferee certifies that where less than five years have passed since the issuance of the construction permit and the permit had been acquired in an auction through the use of a bidding credit or other special measure, it would qualify for such credit or other special measure.	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A See Explanation in [Exhibit 19]
12.	Anti-Drug Abuse Act Certification. Assignee/transferee certifies that neither licensee/permittee nor any party to the application is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.	<input checked="" type="radio"/> Yes <input type="radio"/> No

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith. I acknowledge that all certifications and attached Exhibits are considered material representations. I hereby waive any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

Typed or Printed Name of Person Signing ROY E. HENDERSON	Typed or Printed Title of Person Signing MEMBER/MANAGER
Signature	Date 08/10/2016

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits

Exhibit 2

Description: PROPER FORM

THIS IS AN ASSIGNMENT FROM AN INDIVIDUAL TO A NEW LLC. THE LLC IS WHOLLY OWNED BY ROY E. HENDERSON, AS SUCH THIS INSTANT FCC FORM 316 IS THE PROPER FORM.

Attachment 2

Exhibit 5

Description: AGREEMENT

THERE IS NO WRITTEN AGREEMENT. THIS IS SIMPLY AN ASSIGNMENT FROM AN INDIVIDUAL, ROY E. HENDERSON TO A NEW LIMITED LIABILITY COMPANY WHICH IS WHOLLY OWNED BY THE SAME INDIVIDUAL.

Attachment 5

Exhibit 11

Description: AGREEMENT

THERE IS NO WRITTEN AGREEMENT. THIS IS SIMPLY AN ASSIGNMENT FROM AN INDIVIDUAL, ROY E. HENDERSON TO A NEW LIMITED LIABILITY COMPANY WHICH IS WHOLLY OWNED BY THE SAME INDIVIDUAL.

Attachment 11

Exhibit 12

Description: CHANGE

THIS IS SIMPLY AN ASSIGNMENT FROM AN INDIVIDUAL, ROY E. HENDERSON TO A NEW LIMITED LIABILITY COMPANY WHICH IS WHOLLY OWNED BY THE SAME INDIVIDUAL.

Attachment 12

Exhibit 14

Description: OTHER BROADCAST INTERESTS

THE ASSIGNEE HOLDS NO OTHER INTERESTS, BUT ITS 100% MEMBER/MANAGER, ROY E. HENDERSON, HOLDS THE FOLLOWING BROADCAST INTERESTS:

KROY (FM), PALACIOUS, TX (77693)
KJAZ (FM), POINT COMFORT, TX (6022)
KEMA (FM), THREE RIVERS, TX (31640)
KHTZ (FM), GANADO, TX (27619)
KNVR (AM), SAN SABA, TX (65316)
KNUZ (FM), SAN SABA, TX (65315)
KULM-FM, COLUMBUS, TX (70706)
WARD (AM), PETOSKEY, MI (79338)
WOUF (FM), BEULAH, MI (14646)
WBNZ (FM), FRANKFORT, MI (57414)
WMTE (AM), MANISTEE, MI (10812)
WCUZ (FM), BEAR LAKE, MI (57416)
WLDR-FM, TRAVERSE CITY, MI (24974)

Attachment 14

Exhibit 15

Description: APPLICATIONS

THE ASSIGNEE IS A NEW ENTITY AND HAS NO OTHER INTERESTS. IT'S MEMBER/MANAGER ROY E. HENDERSON HAS BEEN APPROVED ON MULTIPLE APPLICATIONS.

Attachment 15

EXHIBIT C

**FCC 323
OWNERSHIP REPORT FOR COMMERCIAL
BROADCAST STATIONS**

**FOR COMMISSION USE ONLY
FILE NO. BOA-20131210ABU**

Section I - General Information

1.	Legal Name of the Respondent GREAT NORTHERN BROADCASTING SYSTEM, INC.		
	Street Address (1) 13999 S. WEST BAYSHORE DRIVE		
	Street Address (2) PO BOX 709		
	City TRAVERSE CITY	State or Country (if foreign address) MI	ZIP Code 49685 -
	Telephone Number (include area code) 2319473220		E-Mail Address (if available) N749RH@ATT.BLACKBERRY.NET
	FCC Registration Number: 0006187835	Call Sign WLDR-FM	Facility ID Number 24974
2.	Contact Representative JOHN C. TRENT, ESQ.		Firm or Company Name PUTBRESE, HUNSAKER & TRENT
	Street Address (1) 200 S. CHURCH STREET		
	Street Address (2)		
	City WOODSTOCK	State or Country (if foreign address) VA	ZIP Code 22664 -
	Telephone Number (include area code) 5404597656		E-Mail Address (if available) FCCMAN3@SHENTEL.NET
	Nature of Respondent (See Instructions for definitions) <input checked="" type="radio"/> Licensee <input type="radio"/> Permittee <input type="radio"/> Entity with an attributable interest		
4.	If this application has been submitted without a fee, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114): <input type="radio"/> Governmental Entity <input type="radio"/> Fee-exempt Report <input type="radio"/> Other Other <input checked="" type="radio"/> N/A (Fee Required)		
5.	All of the information furnished in this Report is accurate as of 10/01/2013 (Date entered must (1) be Oct. 1 of the filing year when filing a Biennial Ownership Report (or Nov. 1, 2009 in the case of the initial filing); or (2) be no more than 60 days prior to the date of filing when filing a non-biennial Ownership Report.)		
6.	Purpose: This Report is filed for: (choose one)		
	a. <input checked="" type="radio"/> Biennial		
	b. <input type="radio"/> Validation and Resubmission of a previously filed Biennial Report (certifying no change from previous Report)		
	c. <input type="radio"/> Transfer of Control or Assignment of License/Permit		
	d. <input type="radio"/> Report by Permittee filing within 30 days after the grant of a construction permit for a new commercial AM, FM or full power television broadcast station.		
	e. <input type="radio"/> Update / certification of accuracy of an initial Ownership Report filed by Permittee (filing in conjunction with Permittee's application for a station license)		
	f. <input type="radio"/> Amendment to a previously filed Ownership Report		File Number: -

If an Amendment, submit as an Exhibit a listing by Section and Question Number the portions of the previous Report that are being revised.

[Exhibit 1]

7. Licensee and Station Information. The stations listed below are all licensed to the following person or entity:

Licensee Name	Licensee's FCC Registration Number (FRN)
GREAT NORTHERN BROADCASTING SYSTEM, INC.	0006187835

Station List

This Report is filed for the following stations:

Copy	Call Sign	Facility ID Number	Location (City/State)	Class of service
1.	WLDR-FM	24974	TRAVERSE CITY, MICHIGAN	FM Station

8. Respondent is:

- ☐ Sole Proprietorship ☐ Not-for-profit corporation ☐ Limited partnership
☒ For-profit corporation ☐ General partnership ☐ Other

If "Other," describe nature of the Respondent in an Exhibit.

[Exhibit 2]

Section II-B - Biennial Ownership Information

1. Contract Information. List all contracts and other instruments required to be filed by 47 C.F.R. Section 73.3613. (Only Licensees, or Respondents with a majority interest in or that otherwise exercise de facto control over the subject Licensee shall respond. Other Respondents should select "Not Applicable" in response to this question.) If the agreement is a local marketing agreement (LMA) or a joint sales agreement (JSA), or if the agreement is a network affiliation agreement, check the appropriate box; otherwise, select "Other" for non-LMA/JSA or network affiliation agreements.

☒ Not Applicable

[Enter Contract Information]

2. Capitalization (Only Licensees or entities with a majority interest in or that otherwise exercises de facto control over the subject Licensee shall respond.)

☒ Not Applicable

[Enter Capitalization Information]

3. (a.) Ownership Interests. This Question requires Respondents to enter detailed information about ownership interests by generating a series of subforms. Answer each question on each subform. The first subform listing should be for the Respondent itself. If the Respondent is not a natural person, also list each of the officers, directors, stockholders, noninsulated partners, members and other persons or entities with a direct attributable interest in the Respondent. (A "direct" interest is one that is not held through any intervening companies or entities.) In the case of vertical or indirect ownership structures, report only those interests in the Respondent that also represent an attributable interest in the Licensee for which the Report is being submitted.

List each person or entity with a direct attributable interest in the Respondent separately. Entities that are part of an organizational structure that includes holding companies or other forms of indirect ownership must file separate ownership reports. In such a structure do not report or file separate reports for persons or entities that do not have an attributable interest in the Licensee for which the report is being submitted.

Ownership Interests Information

Copy	Name	Address	Street
1.	ROY E. HENDERSON		

	13999 S. WEST BAYSHORE DRIVE City/State TRAVERSE CITY , MICHIGAN Postal/ZIP Code 49685 - Country (if not U.S.)	
Listing Type	<input checked="" type="radio"/> Respondent <input type="radio"/> Other Interest Holder	
Relationship to Licensee	<input checked="" type="radio"/> Licensee (or Officer/Director of Licensee) <input type="radio"/> Person with attributable interest <input type="radio"/> Entity with attributable interest	
Positional Interest (Check all that apply)	<input checked="" type="checkbox"/> Officer <input checked="" type="checkbox"/> Director <input type="checkbox"/> General Partner <input type="checkbox"/> Limited Partner <input type="checkbox"/> LC/LLC/PLLC Member <input type="checkbox"/> Owner <input checked="" type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Creditor <input type="checkbox"/> Attributable Investor <input type="checkbox"/> Other (please specify):	
FCC Registration Number	0006187835	
Gender, Ethnicity, Race and Citizenship Information (Natural Persons)	<input type="checkbox"/> N/A (entity) <u>Gender</u> <input checked="" type="radio"/> Male <input type="radio"/> Female <u>Ethnicity</u> <input type="radio"/> Hispanic or Latino <input checked="" type="radio"/> Not Hispanic or Latino <u>Race</u> (Check all that apply) <input type="checkbox"/> American Indian or Alaska Native <input type="checkbox"/> Asian <input type="checkbox"/> Black or African American <input type="checkbox"/> Native Hawaiian or Other Pacific Islander <input checked="" type="checkbox"/> White <u>Citizenship</u> US	
Percentage of votes	100 %	
Percentage of equity	100 %	
Percentage of total assets (equity debt plus)	100 %	

(b.)

Respondent certifies that any equity and financial interests not reported in response to Question 3(a) are non-attributable.

☒ Yes ☐ No
[Exhibit 3]

If "No," submit as an Exhibit an explanation.

- (c.) Does the Respondent or any person/entity with an attributable interest in the Respondent also hold an attributable interest in any other broadcast station, or in any newspaper entities in the same market, as defined in 47 C.F.R. Section 73.3555?

☒ Yes ☐ No

If "Yes", provide information describing the interest(s), using EITHER the subform OR the spreadsheet option below for the applicable type of interest (broadcast or newspaper). Respondents with a large number (50 or more) of entries to submit should use the spreadsheet option. NOTE: Spreadsheets must be submitted in a special "XML Spreadsheet" format with the appropriate structure that is specified in the documentation. For instructions on how to use the spreadsheet option to complete this question (including templates to start with), please [Click Here](#).

Broadcast Interest Information

Copy	Name of Interest Holder	Call Sign	Community of license	Facility ID Number	Percentage of Votes	Percentage of Equity	Percentage of total assets (EDP)	Positional Interest (Check all that apply)
1.	ROYE. HENDERSON	WBNZ	City FRANKFORT State MICHIGAN	57414	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
2.	ROYE. HENDERSON	KROY	City PALACIOS State TEXAS	77693	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
3.	ROYE. HENDERSON	WCUZ	City BEAR LAKE State MICHIGAN	57416	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Other (please specify):

								Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
4.	ROY E. HENDERSON	KJAZ	City POINT COMFORT State TEXAS	6022	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
5.	ROY E. HENDERSON	KLTR	City BRENHAM State TEXAS	40775	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
6.	ROY E. HENDERSON	KEMA	City THREE RIVERS State TEXAS	31640	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
7.	ROY E. HENDERSON	WMTE	City MANISTEE State MICHIGAN	10812	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner

								<input type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
8.	ROY E. HENDERSON	WOUF	City BEULAH State MICHIGAN	14646	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
9.	ROY E. HENDERSON	KNVR	City SAN SABA State TEXAS	65316	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
10.	ROY E. HENDERSON	KNUZ	City SAN SABA State TEXAS	65315	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Stockholder <input type="checkbox"/> Attributable Entity <input type="checkbox"/> Other (please specify):
11.	ROY E. HENDERSON	KULM-FM	City COLUMBUS State TEXAS	70706	100 %	100 %	100 %	<input type="checkbox"/> Officer <input type="checkbox"/> Director <input type="checkbox"/> Partner <input type="checkbox"/> Limited Partner

☒ Owner
☐ Stockholder
☐ Attributable Entity
☐ Other (please specify):

[Newspaper Interests Subform]

(d.)

Are any of the individuals listed in response to Question 3(a) married, related as parent-child, or related as siblings?

☐ Yes ☒ No

If "Yes", complete the information describing the relationship.

[Enter Familial Relationships Information]

(e.)

Is Respondent seeking an attribution exemption for any officer or director with duties unrelated to the Licensee ?

☐ Yes ☒ No

If "Yes", complete the information in the required fields and submit an Exhibit fully describing that individual's duties and responsibilities, and explaining why that individual should not be attributed an interest.

[Enter Attribution Exemption Information]

4.

Respondent's Interests Held. Each Respondent other than a Licensee should list the name and FCC Registration Number of all entities in which the Respondent holds a direct attributable ownership interest, where that listed entity has an attributable ownership interest in the Licensee of the stations associated with the Report. Licensees should select "N/A" in response to this question.

☐ N/A

For any listing that includes the name of a person or entity reported on multiple Ownership Reports, ensure that the FRN information is consistent among all such Ownership Reports. Respondents should coordinate with each other to ensure such consistency.

Respondent's Interests

Copy 1.	Name	ROY E. HENDERSON
	FCC Registration Number	0006187835

5.

Organizational Chart. LICENSEES ONLY: Attach a flowchart or similar document showing the Licensee's vertical ownership structure including the Licensee and all persons/entities that have attributable interests in the Licensee.

☐ N/A
[Exhibit 5]

Non-Licensee Respondents should select "N/A" in response to this question.

SECTION III - CERTIFICATION

I certify that I am PRESIDENT

(Official Title)

of GREAT NORTHERN BROADCASTING SYSTEM, INC.

(Exact legal title or name of Respondent)

and that I have examined this Report and that to the best of my knowledge and belief, all statements in this Report are true, correct and complete.

(Date of the signature below must (1) be no earlier than Oct. 1 of the filing year when filing a Biennial Ownership Report (and no earlier than Nov. 1, 2009 in the case of the initial filing); or (2) be no more than 60 days prior to the date of filing when filing a non-biennial Ownership Report.)

Signature ROY HENDERSON	Date 12/10/2013
Telephone Number of Respondent (Include area code) 2319473220	

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

Exhibits

Exhibit 5

Description: ORGANIZATIONAL STRUCTURE

THE ENTITY IS WHOLLY OWNED BY ROY E. HENDERSON.

EXHIBIT D

Results[Print](#) [Close Window](#)**FCC Held Report for Round 47****Auction 94: FM Broadcast****FCC Held**

Total Items: 19

Items 1-19 of 19

Permit ▲	Bidding Units	Minimum Bid for Round 48
MM-FM1002-A Hornbeck LA	5,000	n/a
MM-FM1004-A Rosepine LA	15,000	n/a
MM-FM1006-A Evart MI	7,500	n/a
MM-FM1027-C1 Prineville OR	35,000	n/a
MM-FM1036-A Early TX	7,500	n/a
MM-FM1038-C3 Estelline TX	1,500	n/a
MM-FM1039-A Guthrie TX	750	n/a
MM-FM1042-C Marathon TX	5,000	n/a
MM-FM1044-A Memphis TX	750	n/a
MM-FM1046-C1 Muleshoe TX	20,000	n/a
MM-FM1051-C2 Sanderson TX	750	n/a
MM-FM1053-A Silverton TX	750	n/a
MM-FM869-C0 Port Lions AK	1,500	n/a
MM-FM886-C3 De Beque CO	20,000	n/a
MM-FM944-C3 Benjamin TX	750	n/a
MM-FM946-C3 Cisco TX	2,500	n/a
MM-FM957-C2 Rule TX	2,500	n/a
MM-FM960-C2 Shamrock TX	1,500	n/a
MM-FM979-A Hermitage AR	3,500	n/a

DOCKET FILE COPY ORIGINAL

ORIGINAL

Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C.

In the Matter of

Amendment of Section 73.202(b)
Table of Allotments
FM Broadcast Stations
Evert, Michigan

) MB Docket No. 08-26

)
)
)
)
)

Received & Inspected

RM-11418

MAY 2 - 2008

FCC Mail Room

To: Marlene H. Dortch, Secretary
Office of The Secretary,
Federal Communications Commission

COMMENTS IN SUPPORT

By Notice of Proposed Rulemaking and Order to Show Cause (hereinafter "NPR") issued in this Docket and released on March 14, 2008 (DA 08-568), the Federal Communications Commission ("FCC" or "Commission") proposed to adopt the Petition for Rulemaking ("Petition") as filed by Roy E. Henderson (hereinafter "Henderson"), on December 12, 2007 which proposed the new allotment of channel 274A to Evert, Michigan as a first FM radio service allocated to that city, along with other changes as required by that new allotment. In response to the NPR, Henderson, by his counsel, hereby specifically reaffirms the commitments and representations that he submitted in his Petition. In support whereof, the following is submitted:

In his petition as submitted, Henderson provided full information which detailed the characteristics of Evert and its qualification as a community deserving of a new FM radio channel allocation, as recognized by the Commission in paragraph 3 of its

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NPR. Henderson also verified in his Petition that he had filed an application form 301 along with the required fee, requesting a construction permit to build and operate a new station on channel 274A in Evart, Michigan as requested, and committed that "if that channel is allocated by the Commission as requested herein, that Henderson would participate in the auction for that channel and, if selected there as the Permittee, to proceed to build and operate the station on that channel", and Henderson specifically reaffirms that commitment here.

In addition, in order to accomplish the new allocation for Evart, a change in channel must also be made in the vacant allotment at Ludington, Michigan (from 242A to 249A) and that was also requested by Henderson and included by the Commission in its NPR. Again, as stated in Henderson's petition, Henderson verified that he had filed an application form 301 with the required fee, for a construction permit to build and operate a new station on channel 249A in Ludington, Michigan, as requested, and committed that "if that channel is allotted as requested herein, to participate in the auction for that channel and, if selected as the Permittee, to proceed to build and operate a new station on that channel", and Henderson specifically reaffirms that commitment here.

In addition, the channel presently occupied by WMOM in Pentwater, Michigan would have to be changed from 274A to 242A, and the channel presently occupied by WMLQ in Manistee, Michigan would have to be changed from 249A to 282A and Henderson

requested that a "Show Cause" Order be issued to the licensees of those two stations as to why those changes should not be made. In his Petition, Henderson included his specific commitment to reimburse the licensees of those two stations for all their reasonable and prudent out-of-pocket expenses incurred in making such a requested change and Henderson specifically reaffirms those reimbursement commitments here. The Commission subsequently issued the two Show Cause Orders, as requested, as part of the NPR.

In sum, Henderson reaffirms all of his commitments and representations as first set forth in his Petition, and remains fully committed to diligent prosecution of his applications for a construction permit to build and operate a new FM radio station on channel 274A in Evart, Michigan, and to build and operate a new FM radio station on channel 249A in Ludington, Michigan, if the channels are allotted, and if Henderson is the successful bidder in the subsequent auctions for the construction permits for those channels.

Wherefore, for the reasons as stated in his Petition as filed, and as restated herein, Henderson respectfully requests that the Petition, as further described in the Commission's NPR, be adopted in the public interest.

Respectfully submitted,

ROY E. HENDERSON

by



Robert J. Buenzle

His Counsel

Law Offices
Robert J. Buenzle
11710 Plaza America Drive
Suite 2000
Reston, Virginia 20190
(703) 430-6751

May 2, 2008

CERTIFICATE OF SERVICE

I, Robert J. Buenzle, do hereby certify that copies of the foregoing Comments in Support have been served by United States mail, postage prepaid this 2nd day of May, 2008, upon the following:

John A. Karousos, Esq., Assistant Chief
Audio Division, Media Bureau
Federal Communications Commission
Portals II, Room 2-A465
445 12th Street SW
Washington, D.C. 20554

Radio Station WMOM(FM)
Bay View Broadcasting, Inc.
4359 South Howell Avenue
Suite 106
Milwaukee, WI 53207

Dennis J. Kelly, Esquire
Law Offices of Dennis J. Kelly
Post Office Box 41177
Washington, D.C. 20018
Counsel for Bay View Broadcasting, Inc.

Radio Station WMLQ(FM)
Synergy Media, Inc.
Post office Box 855
Ludington, MI 49431

Howard M. Liberman, Esquire
Drinker, Biddle & Reath, LLP
1500 K Street, N.W.
Suite 1100
Washington, D.C. 20005-1208
Counsel for Synergy Media, Inc.



Robert J. Buenzle

EXHIBIT E

Output from NADCON for station

North American Datum Conversion

NAD 27 to NAD 83

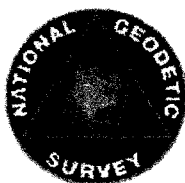
NADCON Program Version 2.11

=====

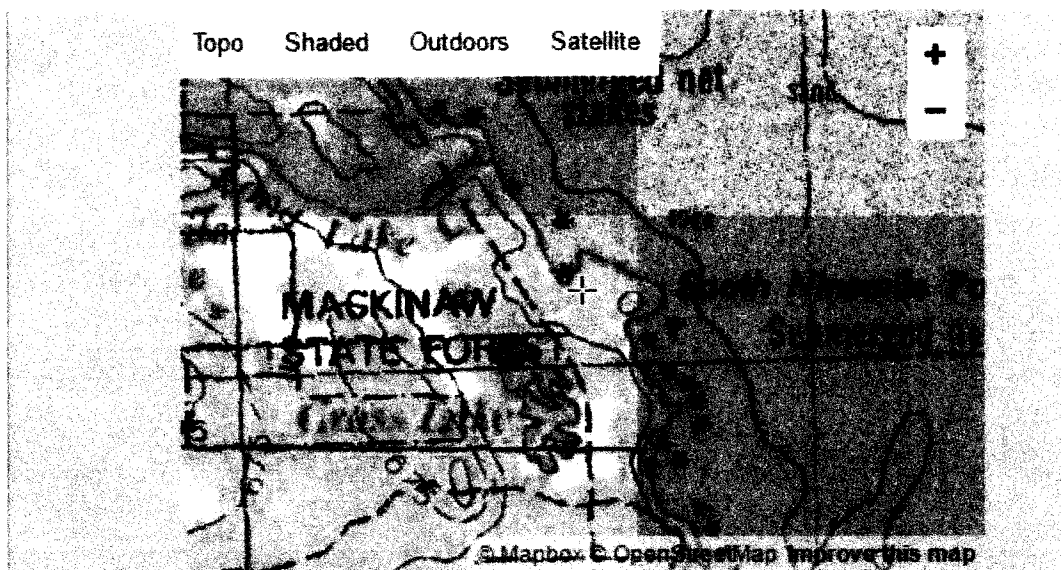
Transformation #: 1

Region: Conus

	Latitude	Longitude
NAD 27 datum values:	45 08 29.00000	83 19 48.00000
NAD 83 datum values:	45 08 29.05174	83 19 47.89994
NAD 83 - NAD 27 shift values:	0.05174	-0.10006(secs.)
	1.597	-2.186 (meters)
Magnitude of total shift:		2.708(meters)



[NGS HOME PAGE](#)



Center: 45° 8' 29.05" N 83° 19' 47.9" W
Elevation at center: 600 feet (183 meters)
Quad: Alpena
Drg Name: c45082a1
Drg Source Scale: 1:250,000
Projection: NAD83/WGS84

Display format:

Degrees / Minutes / Seconds ▼

Hide center marker

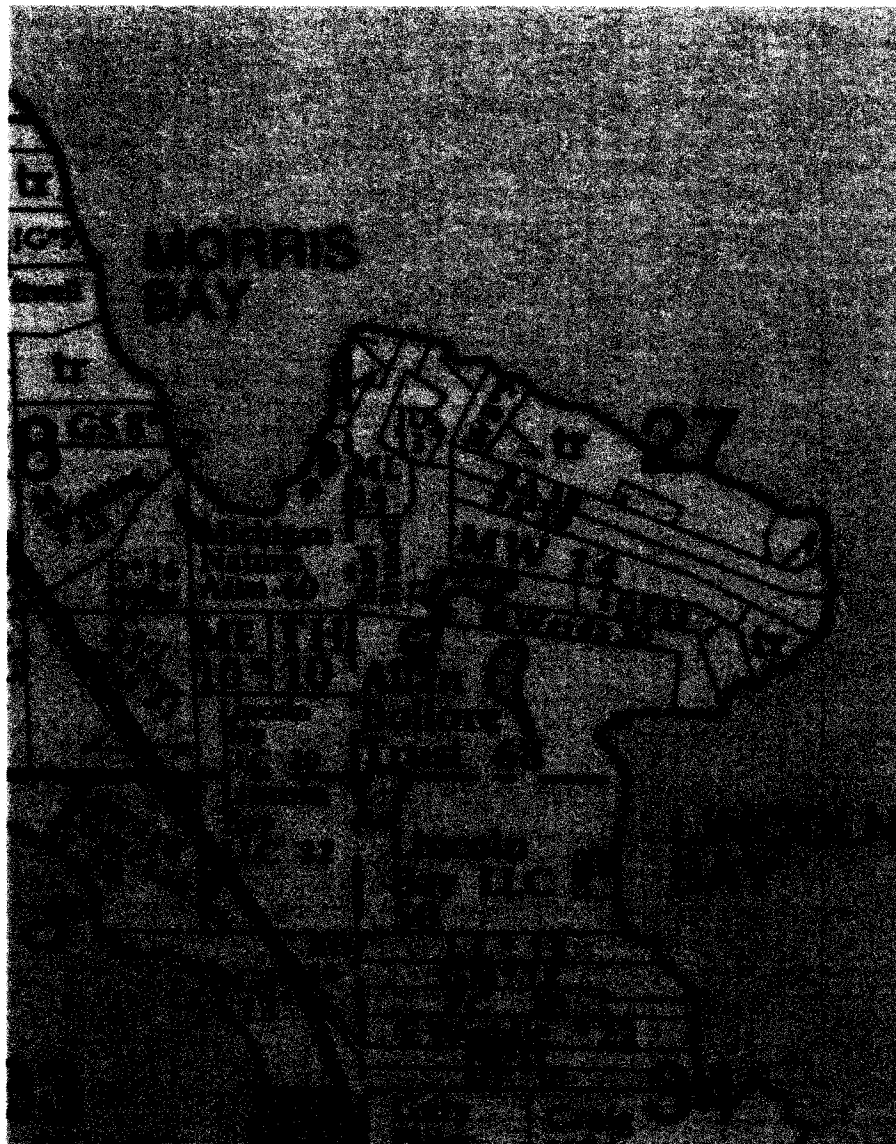


EXHIBIT F

CERTIFICATE OF SERVICE

I, Sharon L. Hinderer, a legal assistant in the law offices of Putbrese Hunsaker & Trent, P.C., do hereby certify that a copy of the "Joint Counterproposal" has been sent via first class, U.S. mail, postage prepaid, this 28th day of November, 2016, to the following:

Kent D. Smith, President
Darby Advertising, Inc.
P.O. Box 1766
Gaylord MI 49734

Sharon L. Hinderer
Sharon L. Hinderer

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing "Reply Comments of WATZ Radio, Inc." have been served by first-class United States mail, postage prepaid, on this 13th day of December, 2016 upon the following:

John C. Trent, Esquire
Howard M. Weiss, Esquire
Putbrese, Hunsaker & Trent, P.C.
200 South Church Street
Woodstock, VA 22664
Counsel for N Content Marketing, LLC, Roy E.
Henderson & Great Northern Broadcasting
System, Inc.

Edward Czelada
Smile FM
3302 N. Van Dyke
Imlay City, MI 48444

Kent D. Smith, President
Darby Advertising, Inc.
P. O. Box 1766
Gaylord, MI 49734

Shelley Sadowsky, Esquire
Shelley Sadowsky LLC
5938 Dorchester Way
Rockville, MD 20852
Counsel for AMC Partners Escanaba, LLC



Dennis J. Kelly